GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBILC SERVICES - Smt. Muvva Lakshmi Sudha, the then DD (SW), Prakasam District, Ongole and presently working as DD(SW), O/o. DSW - Initiation of disciplinary action under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal Rules), 1991 - Articles of charges – Issued.

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SOCIAL WELFARE (VIGILANCE.A1) DEPARTMENT

G.O.Rt.No.60 **Dated:13/03/2025**
Read: the following:

1. From the DG, ACB, Vijayawada, Lr. No.9/RE-NPK/2017, dated:02/02/2024.
2. Govt.Memo.No.2381211/SW0DSWE (VIGM)/4/2024, dated:01.04.2024.
3. From the DG, ACB, Vijayawada, Lr. No.9/RE-NPK/2017, dated: 21/10/2024.

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O R D E R:

It is proposed to hold an enquiry against Smt. Muvva Lakshmi Sudha, the then Deputy Director (Social Welfare) Prakasam District, Ongole and presently working as Deputy Director (Social Welfare), O/o. Director of Social Welfare, A.P., Tadepalli in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-1). A statement of imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Smt. Muvva Lakshmi Sudha, the then Deputy Director (Social Welfare) Prakasam District, Ongole and presently working as Deputy Director (Social Welfare), O/o. Director of Social Welfare, A.P., Tadepalli is directed to submit within 10 days of the receipt of this order, a written statement of her defence.

4. Smt. Muvva Lakshmi Sudha, the then Deputy Director (Social Welfare) Prakasam District, Ongole and presently working as Deputy Director (Social Welfare), O/o. Director of Social Welfare, A.P., Tadepalli is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. She should, therefore, specifically admit or deny each article of charge.

5. Smt. Muvva Lakshmi Sudha, the then Deputy Director (Social Welfare) Prakasam District, Ongole and presently working as Deputy Director (Social Welfare), O/o. Director of Social Welfare, A.P., Tadepalli is further informed that if she does not submit her written stamen of defence on or before the date specified in para 3 above of otherwise fails or refuses to comply with the provisions of Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against her ex-parte.

6. Attention of Smt. Muvva Lakshmi Sudha, the then Deputy Director (Social Welfare) Prakasam District, Ongole and presently working as Deputy Director (Social Welfare), O/o. Director of Social Welfare, A.P., Tadepalli is invited to Rule 24 of the A.P. Civil Services (Conduct) rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further her interest in respect of matters pertaining to her service under the Government. If any representation is received on her behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Smt.Muvva Lakshmi Sudha, the then

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then Deputy Director (Social Welfare), Prakasam District, Ongole and presently working as Deputy Director (Social Welfare), O/o. Director of Social Welfare, A.P., Tadepalli is aware of such a representation and that it has been made at her instance and action will be taken against her for violation of rule 24 of the A.P. Civil Service (Conduct) rules, 1964.

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.M.NAYAK
SECRETARY TO GOVERNMENT

To
Smt. Muvva Lakshmi Sudha,
the then Deputy Director (SW)
Prakasam District, Ongole and presently
working as Deputy Director (SW),
O/o. Director of Social Welfare, A.P., Tadepalli
(**through** the Director of Social Welfare,
A.P., Tadepalli, Guntur District)

Copy to:

The Director of Social Welfare,
A.P., Tadepalli, Guntur District.
(in duplicate) with a request to serve
the orders to the Charged Officer
and send the served copy to Government.
The District Collector, Prakasam District.
SF/SCs

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE - I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SMT. MUVVA LAKSHMI SUDHA, W/0.P.SARAT CHANDRA AJAY BABU, AGE 47YRS, THE THEN DEPUTY DIRECTOR (SOCIAL WELFARE) PRAKASAM DISTRICT, ONGOLE AND PRESENTLY WORKING AS DEPUTY DIRECTOR (SOCIAL WELFARE), O/O. DIRECTOR OF SOCIAL WELFARE, A.P., TADEPALLI.

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That Smt. Muvva Lakshmi Sudha, W/o P.Sarat Chandra Ajay Babu, age 47yrs, the then Deputy Director (Social Welfare) Prakasam District, Ongole and presently working as Deputy Director (Social Welfare), O/o. Director of Social Welfare, A.P., Tadepalli, hereinafter referred as Government Servant, while functioning as such during the period between 02.09.2015 to 05.05.2017, she committed grave misconduct in as much as:

Charge No.1 :

That the Government Servant failed to submit Annual Property Returns (APR's) in her entire service.

Charge No.2:

That the Government Servant is collecting Rs.15 per each boarder from the pre-metric hostel wardens and in the course she is receiving Rs.1,50,000/-.

Charge No.3:

That the Government Servant is collecting Rs.10,000/- per each hostel for sanctioning proceedings with regard to admission of fresh boarders.

Charge No.4:

That the Government Servant failed to release the budget amount to the hostels and was responsible for the lapsing of the budget under the head of account 280/284.

Charge No.5:

That the Government Servant, herself to calculate the requirements of the hostels based on the strength approximately without obtaining the original requirements from the unit offices. Also there is a delay in distribution of funds which were released promptly and much earlier from the Government.

Charge No.6:

That the Government Servant allowed retention of huge balance amount in A/c No.109572392191 SBI, Ongole in her capacity as Dy. Director, Social Welfare Department, Ongole even though the DDO account is a current account in violation of G.O Ms. No.196, Finance (CM) Dept., Dt.14.10.2016.

Thus, the Government Servant Smt. Muvva Lakshmi Sudha, the then Deputy Director (SW) Prakasam District, Ongole and presently working as Deputy Director (SW), O/o. Director of Social Welfare, Andhra Pradesh, Tadepalli by her above-mentioned acts has failed to maintain absolute integrity and devotion to duty and has shown conduct unbecoming of Government Servant and thereby contravened Rule 3(1) & 3(2) 9(7) of APCS (Conduct) Rules 1964.

M.M.NAYAK
SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE - II

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SMT. MUVVA LAKSHMI SUDHA W/O P.SARAT CHANDRA AJAY BABU, AGE 47 YRS, THE THEN DEPUTY DIRECTOR (SOCIAL WELFARE) PRAKASAM DISTRICT, ONGOLE AND PRESENTLY WORKING AS DEPUTY DIRECTOR (SOCIAL WELFARE), O/O. DIRECTOR OF SOCIAL WELFARE, A.P., TADEPALLI.

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Smt. M. Lakshmi Sudha W/o. P.Sarat Chandra Ajay Babu, Age 47yrs, is a native of Dagadarti Village (Post & Mandal), SPSR Nellore District. Her date of birth is 01.06.1977. She entered into Government service on 06.02.2007 as DSWO and was posted to Guntur District on 30.08.2007. She was promoted and posted as Deputy Director (Social Welfare), Medak District, on dt. 07.02.2009. She worked in Prakasam District as Deputy Director from 02.09.2015 to 05.05.2017. Her pay scale is Rs.46,060/- to Rs.98,440/-. She is due to retire on attaining the age of superannuation on 31.05.2039. She is hereinafter referred to as Government Servant.

Charge No.1 :

That the Government Servant failed to submit Annual Property Returns (APR's) in her entire service

Facts and Evidences:

This petition has been put forth in the name of one "Raju" to the Director General, ACB, AP, Vijayawada against Smt. M. Lakshmi Sudha, the then Deputy Director (Social Welfare) Prakasam District, Ongole and presently working as Deputy Director (Social Welfare), O/o. Director of Social Welfare, A.P., Tadepalli (Government Servant) with allegations of corruption and irregularities. In turn, the Director General, ACB, AP, Vijayawada Vide memo in C.No. 9/RE-NPK/2017, Dt. 05-05-2017 had instructed the DSP, ACB, Prakasam District to conduct a Regular Enquiry (RE) on the allegations levelled against the Government Servant.

The RE was entrusted to Sri T.V.V. Pratap Kumar, Inspector. Later the enquiry was given to Sri A. Venktateswarlu, Inspector. On repatriation of the IO, it was entrusted to the present IO, Sri T.V. Srinivasa Rao, Inspector, Ongole.

During the enquiry, the Director of Social Welfare, Andhra Pradesh, Tadepalli, Guntur District was addressed to furnish the Pay Drawn Particulars and the APRs from 15.04.2002 to 05.05.2017 in respect of the Government Servant. The Director of Social Welfare, AP, Tadepalli, Guntur District vide his Lr. Rc. No. A1/1855/2017, Dt. 09-08- 2017 had furnished information that the Government Servant has not submitted any Annual Property Returns (APRs) in her career till date.

In view of the above facts, the allegation with regard to failing to submit Annual Property Returns (APR's) in her entire service and violated Rule 9 (7) of APCS Conduct Rules 1964. Hence the charge against the Government Servant held substantiated.

Charge No.2:

That the Government Servant is collecting Rs.15 per each boarder from the pre-metric hostel wardens and in the course she is receiving Rs.1,50,000/- every month.

Facts and Evidences:

During the course of enquiry the Inspector of Police examined the list of witnesses mentioned hereunder.

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Sl. No.	Name and Address of witnesses	Facts
1.	Katteboyina Subbaiah, S/o. Chenna Kesavulu, 51yrs, Hostel Welfare Officer, Government Social Welfare Boys Hostel-1, Podili, Prakasam District. (Died due to Covid-19)	During their examination, they all stated in unison that the Government Servant has been collecting Rs.15/- per each boarder every month from the Hostel Welfare Officers (HWOs) is true. They categorically stated that they paid the said amounts to the GOVERNMENT SERVANT from their pockets apprehending harassment in their future duties and the amounts have not been collected either from the boarders or their parents.
2.	Uyyala Danaiah, S/o. late Ankamma, 55yrs, Hostel Welfare Officer, Government Social welfare Boys Hostel, Valaparla(V), Martur Mandal, Prakasam District.	
3.	Alla Venkata Narasimha Rao, S/o. Veeraswamy, 59yrs, Hostel Welfare Officer, Government Social welfare Boys Hostel-1, Singarayakonda Mandal Headquarters, Prakasam District.	
4.	Gavadakatla Murali Krishna, S/o. Malakondaiah, 40yrs, Hostel Welfare Officer, Government Social welfare Ananda Nilayam for Boys, (Orphans, Semi- orphans, Scavengers) Kanigiri (V) & (M), Prakasam District.	
5.	Movva Srinivasa Rao, S/o. Venkateswarlu, 55yrs, Hostel Welfare Officer, Government Social welfare Boys Hostel-2, Addanki Town, Prakasam District .	

The above oral evidence of some HWOs that the GOVERNMENT SERVANT collected Rs.15/- per each boarder every month from the Hostel welfare officers which were said to have borne from their own pockets, there is no Documentary Evidence to substantiate the allegation.

The Hostel Welfare Officers (Witnesses No.1 to 5) stated that they are giving amounts to the GOVERNMENT SERVANT @ Rs 15 per boarder every month. Thus, there is some oral evidence with regard to the allegation. Hence the charge against the Government Servant held substantiated.

Charge No.3:

That the Government Servant is collecting Rs.10,000/- per each hostel for sanctioning proceedings with regard to the admission of fresh boarders.

Facts and Evidences:

During the course of enquiry the Inspector of Police examined Gavadakatla Murali Krishna, S/o Malakondaiah, 40yrs, Hostel Welfare Officer, Government Social Welfare Ananda Nilayam for Boys, (Orphans, Semi- orphans, Scavengers) Kanigiri (V) & (M), Prakasam District. On examination, he stated the allegation that the Government Servant has been collecting Rs.10,000/- per each hostel for sanctioning proceedings with regard to the admission of fresh boarders. He also stated that he paid the said amount to the Government Servant from his pocket apprehending harassment in future duties and the amount has not been collected either from the boarders or their parents.

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During the course of enquiry the Inspector of Police examined Sri Gundiga Mallikarjuna, S/o. late Thimmappa, Age: 58yrs, District Social Welfare Officer, Prakasam District, Ongole. On his examination, he stated that, as regards fresh admissions of boarders in Social welfare hostels, at the beginning of any academic year, the students submit their applications to the Hostel Welfare Officer (HWO) in which they are interested in joining as a boarder. The Hostel Advisory Committee comprising the local MLA, Tahsildar, MPDO, MPP (Chairman), ASWO (Convener/Monitoring officer) MEO and HWO will scrutinize the received applications and finalize the list of proposals for fresh admissions. Subsequently, the proposals will be sent to the Deputy Director, Social Welfare, Prakasam District, Ongole for approval and for issuing proceedings to enrol them as boarders in the hostel. After that the Dy. Director issues the proceedings, the HWOs concerned will file a copy of the proceedings for record purpose and add the names of the boarders in the Boarders Admission Register for that particular academic year. The Deputy Director Social Welfare, Prakasam District, Ongole is the competent authority to admit 100 boarders (both renewal and fresh) and the District Collector is the competent authority to approve the proposals to admit more than 100 boarders (both renewal and fresh) and in case the strength exceeding 150, the Director, Social Welfare is the competent authority to accord approval. Nevertheless, after the District Collector/Director of Social Welfare approves the proposals, it is the Dy. Director who will issue the proceedings.

Sri Gavadakatla Murali Krishna stated that he paid Rs.10,000/- per each hostel for sanctioning proceedings with regard to the admission of fresh boarders from his pocket apprehending harassment in future duties and the amount has not been collected either from the boarders or their parents.

Thus the Government Servant is collecting Rs.10,000/- per each hostel for sanctioning proceedings with regard to the admission of fresh boarders. Hence the charge against the Government Servant held substantiated.

Charge No.4:

That the Government Servant failed to release the budget amount to the hostels and was responsible for the lapsing of the budget under the head of account 280/284.

Facts and Evidences:

During the course of enquiry the Inspector of Police, examined Sri Gundiga Mallikarjuna, S/o late Thimmappa, age 58yrs, District Social Welfare Officer, Prakasam District, Ongole. On examination, he stated that the HWOs will submit proposals with regard to their requirement of budget towards payment of salaries to tutors (Under the head 280/284) in their hostel to the drawing and disbursing officer, Social welfare through the ASWO concerned. The drawing and disbursing officer will consolidate such proposals received from various HWOs and send them to the Government. After, the release of the budget by the Government, the drawing and disbursing officer will release the amount under the head 280/284 which will be credited into the account of the HWO concerned who also is the drawing and disbursing officer. The HWO withdraws the amount from his account and disburses the same to the tutors working in his hostel after obtaining their acknowledgement. After 01-07-2018, the ASWOs are designated as the drawing and disbursing officers instead of the HWOs.

During the course of enquiry the Inspector of Police, examined Sri A.V.Sudhakara Rao, Senior Auditor O/o the District Audit officer, State Audit, Prakasam District, Ongole. On examination, He stated that, as per G.O.Ms.No.123, Fin.(Budget-I) Dept., Dated 29.09.2015, the Budget estimates should be prepared by the estimating officer after receiving the proposals submitted by the unit offices under his/her control and consolidate district-wise estimates to submit the same in the online processing. But Smt. M. Lakshmi Sudha has not furnished the proposals with regard to the budget requirement towards payment of Salaries of Tutors to hostels which were submitted by the unit offices. There is no chance of eliciting whether the amount proposed by the unit offices and the amount requisitioned by Smt. M. Lakshmi Sudha towards payment of Salaries to

hostels is the same or not. As verified from the information furnished by Smt. M.Lakshmi Sudha it was observed that the budget released was Rs.1,21,98,800/- (inclusive of Rs.3,09,200/- for each Quarter and additional budget of Rs.1,09,62,000/-) by the Govt. under HOA:2225-01-277-00-07-280-284 for the financial year 2016-17 in April 2016 but as per the information furnished by Smt. M.Lakshmi Sudha, the budget for 1st, 2nd and 3rd quarters of Rs.9,27,000/- (Rs.3,09,000 X 3) was distributed among the unit offices at a time on 20.10.2016 (i.e. after completion of the 1st and 2nd quarter). The budget pertaining to the 4th Quarter was distributed on 14.03.2017 i.e. during the fag end of the financial year 2016-17 which shows the delay in the distribution of funds, even though funds were released much earlier by the Government which resulted in the inability of the unit offices to submit the bills in treasury in time. On account of freezing of the budget by the Government, ultimately the funds to that extent have lapsed under head 280/284. No files and records pertaining to budget proposals are available in the office and the maintenance of records was very poor.

During the course of enquiry the Inspector of Police, obtained information vide Lr.Rc.No. A1/147/2017, Dt. 29.07.2017 of the Dy. Director of Social Welfare, Prakasam District, Ongole. It contains the details of the budget released by the Government to drawing and disbursing officer Social welfare of various districts under the head 2225-01-277-00-07-280-284 hon and a copy containing the details of quarter-wise distribution of the budget in Prakasam district and the copy containing the details of tutors working in various hostels across Prakasam District.

During the course of enquiry the Inspector of Police, obtained information vide Lr.Rc.No.A1/147/2017, dt. 05.10.2017 of the Dy. Director of Social Welfare, Prakasam District, Ongole. It contains the details of the treasury-wise distribution of the budget towards salaries of tutors for the 1st and 2nd quarters in Prakasam District.

During the course of enquiry the Inspector of Police obtained the Audit report from Sri A.V.Sudhakara RSO, Senior Auditor, O/o the District Audit officer, State audit, Prakasam District, Ongole.

Further, the Inspector of Police obtained a Copy of G.O.Ms.No.123, Fin.(Budget-I) Dept. Dt.29.09.2015. It contains the Comprehensive Instructions for the preparation of Budget Estimations and submission On-Line.

According to the statement of Sri A.V.Sudhakara Rao, Senior Auditor, it is clear that the lethargic attitude delay of the Government Servant in sending the budget proposals and distribution of funds towards payment of salaries to tutors had resulted in the lapse of budget under the head 280/284 depriving salaries to the tutors.

Despite repeated requests, the Government Servant has not furnished the proposals received in O/o. the Dy. Director, Social Welfare, Prakasam District, Ongole from the HWOs of Social welfare hostels working under her control with regard to the budget requirement towards payment of Salaries of Tutors working in their hostels.

Sri A.V.Sudhakara Rao, Senior Auditor O/o. the District Audit Officer, State Audit, Prakasam District, Ongole after scrutinizing the documents furnished by the Government Servant submitted his audit report in which he mentioned that, as per G.O.Ms.No.123, Fin.(Budget-I) Dept., Dated 29.09.2015, the Budget Estimates should be prepared by the estimating officer after receiving the proposals submitted by the unit offices under his/her control and consolidate district-wise estimates to submit the same in the online processing. But the Government Servant has not furnished the proposals with regard to the budget requirement towards payment of Salaries of Tutors to hostels which were submitted by the unit offices. There is no chance of eliciting whether the amount proposed by the unit offices and the amount requisitioned by the Government Servant towards payment of Salaries to hostels is the same or not. As verified from the information furnished by the Government Servant it was observed that the budget released was Rs.1,21,98,800/-(inclusive of Rs.3,09,200/- for each Quarter and an additional budget of Rs.1,09,62,000/-) by the Govt. under HOA 2225-01-277-00-07-280-284 for the financial year 2016-17 in April 2016 but as per the information furnished by the Government Servant, the budget for 1st, 2nd and 3rd quarters of Rs.9,27,000/- (Rs.3,09,000 X 3) was distributed among the unit offices at a time on 20.10.2016 (i.e.) after completion of the 1st and 2nd quarter). The budget pertaining to 4th Quarter was distributed on

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14.03.2017 i.e. during the fag end of the financial year 2016-17 which shows the delay in the distribution of funds, even though funds were released much earlier by the Government which resulted in the inability of the unit offices to submit the bills in treasury in time. On account of freezing of the budget by the Government, ultimately the funds to that extent were lapsed under the head 280/284.

Sri A.V.Sudhakara Rao, Senior Auditor also mentioned that no files and records pertaining to budget proposals are available in the office and the maintenance of records was very poor.

The above two witnesses clearly stated that the delay in releasing the budgets to various Social welfare hostels towards payment of salaries to tutors by the Government Servant resulted in the lapse of budget.

Thus the Government Servant failed to release the budget amount to the hostels and was responsible for the lapsing of the budget under the head of account 280/284. Hence the charge against the Government Servant held substantiated.

Charge No.5:

That the Government Servant, herself calculate the requirements of the hostels based on the strength approximately without obtaining the original requirements from the unit offices. Also, there is a delay in the distribution of funds, even though the funds were released promptly and much earlier by the Government.

Facts and Evidences:

During the course of enquiry the Inspector of Police, examined Sri Gundiga Mallikarjuna, S/o. Late Thimmappa age: 58yrs, District Social Welfare Officer, Prakasam District, Ongole. On examination, he stated that Head 130/132 - pertains to other office expenditures which include minor repairs and stationery items. Head 130/131 pertains to utility charges which include telephone and internet charges. Head 130/133 - it pertains to Water and electricity charges. With regard to the budget under the head 130/132, minor repairs are no longer taken up by the HWO's and the AP Educational Infrastructure Development Corporation (APEIDC) is presently taking up any repairs to the hostels. With regard to other office expenditures like stationery, electrical bulbs etc, and budget is released from O/o the DD Social Welfare to all the hostels. The HWOs prepare the bills and submit the same along with purchase receipts/Vouchers in the Sub-Treasury Office concerned and draw the bill amounts. With regard to the head 130/131 - the budget is released from O/o the DD Social Welfare to all the Hostels. The HWO's will submit the bills to the Sub-Treasury Office concerned and draw the bill amounts. With regard to the head 130/133 the bills pertaining to all hostels in the district will be procured by O/o the DD Social Welfare and centralized payment is done with regard to all the bills by O/o the DD Social Welfare.

During the course of enquiry the Inspector of Police, examined Sri A.V.Sudhakara Rao, Senior Auditor, O/o the District Audit Officer, State Audit, Prakasam District. On examination, he stated that as per G.O.Ms.No.123 Fin.(Budget-1) Dept. Dt. 29.09.2015, the Budget estimates should be prepared by Smt. M.Lakshmi Sudha after receiving the proposals submitted by the unit offices under her control and after consolidation district wise estimates should be submitted in online process. But Smt. M.Lakshmi Sudha has not submitted the proposals which were submitted by the unit offices. In the absence of same the Estimate could not be verified whether the amount proposed by the unit offices and the amount requisitioned by Smt. M.Lakshmi Sudha is one and the same. As verified from the information furnished by the concerned Authority, it was observed that the Government had released budget of Rs.18,44,000/- (inclusive of Rs.4,61,000/- per each Quarter) under the Head 2225-01-277-00-07-130-132 for the financial year 2016-17. However, the authority had distributed the 1st quarter budget of Rs.4,61,000/- among the unit offices on 15.09.2016 (i.e after completion of the 1st and 2nd quarter). The budget pertaining to 3rd Quarter was released on 20.02.2017 and 4th quarter was distributed on 14.03.2017 i.e. just before completion of financial year 2016-17 which shows the delay in distribution of funds, even though funds were released promptly and much earlier by the

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Govt. No vouchers, files and connected records pertaining to purchase of articles under Head 2225-01-277-00-07-130-132 are available in the office and the maintenance of records was very poor and it was also furnished in her letter Rc.No.A1/147/2017, Dt.30.10.2018 that the requirements have been calculated based on the strength approximately by herself without obtaining the original requirements from the unit offices which is irregular and the connected vouchers and files through which the purchase of articles made by the unit offices were not furnished to this office for verification. Smt. M.Lakshmi Sudha furnished the files relating to the Head 2225-01-277-00-07-130-133 i.e. electricity charges only which was the centralized payment paid to the APSPDCL concerned. Hence, the expenditure incurred under the head 2225-01-277-00-07-130-132 could not be admitted during the verification.

During the course of enquiry the Inspector of Police obtained the list of documents from the concerned authorities and same are mentioned hereunder.

Sl. No	**Name of the document**	**Contents of the document**
1	Lr. Rc. No. A1/147/2017, Dt. 29.07.2017 of the Dy. Director (SW) Prakasam District Ongole	It contains the Statement showing the details of budget received and distributed for the financial year 2016-17 by O/o the DD, Social welfare, Prakasam district
2	Lr. Rc. No. A1/147/2017, Dt.05.10.2017 of the Dy. Director (SW) Prakasam District Ongole.	It contains the list of Budget Distribution list and Budge Requirement for the year 2016-17 under SH(07), Budget requirement under 300 other Contractual services and Budge Requirement for the year 2016-17 under SH(04) i. Procgs. Rc. No. C 1/1 006/2016, Dt. 23.05.2016 of the Director, Social Welfare, AP, Hyderabad. (it contains the comprehensive budget distribution order for the year 2016 & 2017) ii. Procgs. Rc. No. C1/1006/2016, Dt.21.07.2016 of the Director, Social Welfare, AP, Hyderabad and other enclosures. (It is the proceedings of revised distribution of diet charges under 2nd to 4th quarters among the District under SH (07) Government Hostels). iii. Report of budget distribution Dt.20.06.2016 iv. Report of budget distribution Dt.15.09.2016 v. Report of budget distribution Dt.17.02.2017 vi. Report of budget distribution Dt. 29.06.2016 vii. Report of budget distribution Dt. 24.08.2016. Report of budget distribution Dt.19.11.2016.
3	Lr.Rc No. A1/14/2017, dt.01.06.2018 of the Dy. Director (SW), Prakasam District, Ongole.	It contains statement of A/c No. 10957239219 in SBI, Ongole pertaining to the DDO, O/o the DD, Social Welfare, Prakasam District for the period from 01.04.2016 to 01.03.2017.
4	Lr. Rc. No. A1/147/2017, Dt. 30.10.2018 of the Dy. Director (SW), Prakasam District , Ongole.	i. It contains Statement of A/c No.10957239219 in SBI, Ongole pertaining to the DDO, O/o the DD, Social Welfare, Prakasam District for the period from 02.03.2017 to 31.03.2017.

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		ii. Office Note: A4/150/2016 Dts. 18.09.2016, 29.09.2016, 29.11.2016, 16.01.2017, 24.01.2017, 18.02.2017, 25.03.2017, 28.03.2017 of the Dy. Director (SW), Prakasam District pertaining to payment of electricity bills. iii. Procgs. Rc. No. C1/1006/2016, Dt: 23.05.2016 of the Director, Social Welfare, AP, Hyderabad. iv. Procgs. Rc.No. A4/150/2016, Dated: 19.09.2016 of the Dy.Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills. v. Procgs. Rc. No. A4/150/2016 dated: 29.09.2016 of the Dy.Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills. vi. Lr.Rc.No.C1/4622/2015 Dt: 07.11.2016 of the Dy. Director, Hostels, AP, Amaravathi, Vijayawada pertaining to payment of electricity bills. vii. the Dy.Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills. viii. Procgs Rc.No.A4/150/2016 dt. 29.11.2016 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills. ix. Lr.Rc.No.A4/150/2016 Dt: 29.12.2016 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills x. Procgs. Rc.No.A4/150/2016 dt. 18.02.2017 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills. xi. Lr.Rc.No.A2/150/2016 Dt: 08.03.2017 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills. xii. Procgs. Rc. No. A4/1 50/2016 dt. 28.03.2017 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills. xiii. Procgs. Rc. No. C 1 /2017-1, dt. 27.03.2017 of the Director of Social Welfare, AP, Amaravathi xiv. Lr.Rc.No.A4/150/2016,Dt:20.03.2017 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills.
5	Audit report of Sri A. V. Sudhakara Rao, Senior Auditor, O/o the District Audit officer, State audit, Prakasam District, Ongole.	It is Audit report
6	Copy of G.O. Ms. No. 123, Fin. (Budget-1) Dept. Dt. 29.09.2015	It contains the Comprehensive Instructions for the preparation of Budget Estimations and submission on- Line

(P.T.O.)

The statement of Sri A.V.Sudhakara Rao, Senior Auditor, O/o the District Audit Officer, State Audit, Prakasam District, the Government Servant was not diligent in discharging her duties and she has not distributed the quarterly funds to the HWO's under the Head 130/132 promptly, even though funds were released promptly by the Government. Similarly, no vouchers, files and connected records pertaining to purchase of articles under Head 2225-01-277-00-07-130-132 are available in the Government Servant's Office and the maintenance of records was very poor. Furthermore, her statement which was furnished in her letter Rc.No.A1/147/2017, Dt.30.10.2018 that the requirements have been calculated based on the strength approximately by herself without obtaining the original requirements from the unit offices is irregular. The connected vouchers and files through which the purchases of articles made by the unit offices were not furnished to ACB for verification.

With regard to budget under the Head 130/132, GOVERNMENT SERVANT has to release the budget amount based on the requirement proposals submitted by the HWO's. Despite repeated letters, the GOVERNMENT SERVANT failed to furnish the proposals with regard to requirement of budgets under the Head 130/132 (Other Office Expenditure which includes Minor Repairs/ Contingent Articles) submitted by the HWO's working under her control. She had only furnished papers pertaining to the centralized payment of electricity charges of all the Social Welfare Hostels in Prakasam District under the head 130/133. She has not furnished the documents pertaining to the heads 130/132 &130/131 in complete shape.

However, during the enquiry it is known that minor repairs are no longer taken up under the Head 130/132 by the HWO's and the AP Educational Infrastructure Development Corporation (APEIDC) is presently taking up any repairs to the hostels.

With regard to Other Office Expenditure like stationery, electrical bulbs etc budget is released from O/o. the DD Social Welfare to all the hostels. The HWO's prepare the bills and submit the same along with purchase receipts/Vouchers in the Sub-Treasury Office concerned and draw the bill amounts. The head 130/131 pertains to service postage and for payment of Telegram & Telephone charges and it does not pertain to articles as mentioned in the petition. The budget under this head is released from O/o the DD Social Welfare to all the Hostels. The HWO's will submit the bills in the Sub-Treasury Office concerned and draw the bill amounts. With regard to the head 130/133, the bills pertaining to electricity charges of all hostels in the District will be procured by O/o the DD Social Welfare and centralized payment is done with regard to all the bills by O/o the DD Social Welfare and there is no scope for committing any misdeeds.

As regards to the budget under the Head 130/132, Sri A.V.Sudhakara RSO, Senior Auditor, O/o the District Audit Officer, State Audit, Prakasam District, Ongole who scrutinized the records furnished by the GOVERNMENT SERVANT, submitted his Audit Report in which he mentioned that as per G.O.Ms.No.123Fin.(Budget-I) Dept.Dt.29.09.2015, the Budget Estimates should be prepared by Smt. M.Lakshmi Sudha after receiving the proposals submitted by the unit offices under her control and after consolidation District wise estimates should be submitted in online process. But Smt. M.Lakshmi Sudha has not submitted the proposals which were submitted by the unit offices. In the absence of same, the Estimate could not be verified whether the amount proposed by the unit offices and the amount requisitioned by Smt M.Lakshmi Sudha is one and the same. As verified from the information furnished by the concerned Authority, it was observed that the Government had released budget of Rs.18,44,000/- (inclusive of Rs.4,61,000/- per each Quarter) under the Head 2225-01-277-00-07-130-132 for the financial year 2016-17. However, the authority had distributed the 1st quarter budget of Rs.4,61,000/- among the unit offices on 15.09.2016 (i.e after completion of the 1st and 2nd quarter). The budget pertaining to 3rd Quarter was released on 20.02.2017 and 4th quarter was distributed on 14.03.2017 i.e. just before completion of financial year 2016-17 which shows the delay in distribution of funds, even though funds were released promptly and much earlier by the Govt.

Hence, the expenditure incurred under the head 2225-01-277-00-07-130-132 could not be admitted during the verification.

(Continued.)

In view of above findings the allegation, that the Government Servant, herself calculate the requirements of the hostels based on the strength approximately without obtaining the original requirements from the unit offices. Also, there is a delay in the distribution of funds, even though the funds were released promptly and much earlier by the Government is substantiated.

Charge No.6:

That the Government Servant allowed retention of huge balance amount in A/c No.10957239219, SBI, Ongole in her capacity as Dy. Director, Social Welfare Department, Ongole even though the DDO account is a current account in violation of G.O Ms. No.196 Finance (CM) Dept., Dt. 14.10.2016.

Facts and Evidences:

During the course of enquiry the Inspector of Police, obtained the Audit report from Sri A.V. Sudhakara Rao, Senior Auditor, O/o the District Audit officer, State Audit, Prakasam District, Ongole.

During the course of enquiry the Inspector of Police, scrutinize the documents furnished by the Government Servant with the assistance of Sri A.V.Sudhakara Rao, Senior Auditor, O/o the District Audit Officer, State Audit, Prakasam District, Ongole.

The Government Servant was addressed several times to furnish the Bank Statements regarding the transactions during the Financial Year 2016-17 and the list of Grants /Funds received by the DD, Social Welfare, Prakasam District from the Govt. and other agencies, but the same has not been submitted by the Government Servant. The bank statements in respect of A/c No.10957239219, SBI, Ongole for the period from 01.04.2016 to 31.03.2017 was furnished vide her letters Rc.No.A1/147/2017 dt.01-06-18 and dt.30.10.2018 after repeated requests.

After scrutiny of the bank statement in respect of A/c No.10957239219, SBI, Ongole for the period from 01.04.2016 to 31.03.2017, Sri A.V.Sudhakara RSO, Senior Auditor,O/o the District Audit Officer, State Audit, Prakasam District, Ongole submitted his Audit Report stating that the statement of account reflects total Receipts of Rs.13,88,263/- which was credited during the financial year 2016-17. An amount of Rs.3,51,900.50 had been withdrawn during the financial year 2016-17, but details of the amount withdrawn by the Drawing and Disbursing Officer were not furnished for verification except the payment paid towards Electrical charges. It was also observed that huge amounts were kept in balance even though the DDO account is a current account and the reason for the non-drawl of amounts has also not been furnished.

In accordance with G.O Ms. No.196 Finance (CM) Dept., Dt.14.10.2016, all the Government Departments shall withdraw all the balances which are in the form of the fixed/term Deposit or Savings Bank or Current Account and deposit them in the PD Accounts. In the case of Departments which could not do so because of Central Government directions or any other specific reasons, they shall take specific written permission of the Finance Department on a case-to-case basis. Such account shall be maintained in the form of savings/current account with permission from the State Government with the barest minimum balances required for their day-to-day administration. In case of non-existence of PD Accounts, permission will be accorded to open PD Accounts.

It was also emphasized in the GO that non-adherence to the above instructions would be viewed as a misappropriation of funds and attract action against the PD Administrators concerned under AP CCA Rules. But the authority had continued the bank accounts for transactions of several Schemes without obtaining any permission or at least informing the Govt. This is a gross violation of the instructions by the government issued in the said G.O.

In view of the above evidence, the charge against the Government Servant is held substantiated.

(P.T.O.)

Thus, the Government Servant Smt. M. Lakshmi Sudha, the then Deputy Director (Social Welfare) Prakasam District, Ongole and presently working as Deputy Director (Social Welfare), O/o. Director of Social Welfare, A.P., Tadepalli by her above-mentioned acts exhibited lack of devotion to duty, failed to maintain integrity, behaved in a manner unbecoming of a Govt' servant and brought down the prestige of the Government and thereby contravened Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964.

Thus, the Government Servant has therefore rendered herself liable for regular departmental action for Major penalty under Rule 20 of APCS (CC&A) Rules, 1991.

M.M.NAYAK
SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE – III

ORAL EVIDENCE:

The following oral evidence is available on record.

1. Katteboyina Subbaiah, S/o Chenna Kesavulu, age 51yrs, Hostel Welfare Officer, Government Social Welfare Boys Hostel-1, Podili, Prakasam District (died due to Covid-19).

2. Uyyala Danaiah, S/o late Ankamma, age 55 yrs, Hostel Welfare Officer, Government Social welfare Boys Hostel, Valaparla(V), Martur Mandal, Prakasam District

3. Alla Venkata Narasimha Rao, S/o Veeraswamy, age 59yrs, Hostel Welfare Officer, Government Social welfare Boys Hostel-1, Singarayakonda Mandal Headquarters, Prakasam District.

4. Gavadakatla Murali Krishna, S/o Malakondaiah, age 40yrs, Hostel Welfare Officer, Government Social welfare Ananda Nilayam for Boys, (Orphans, Semi- orphans, Scavengers) Kanigiri (V) & (M), Prakasam District

5. Movva Srinivasa Rao, S/o Venkateswarlu, age 55yrs, Hostel Welfare Officer, Government Social welfare Boys Hostel-2, Addanki Town, Prakasam District.

6. Sri Gundiga Mallikarjuna, S/o late Thimmappa, age 58yrs, District Social Welfare Officer, Prakasam District, Ongole.

7. Sri A.V. Sudhakara Rao, Senior Auditor, O/o the District Audit officer, State Audit, Prakasam District, Ongole.

8. Sri T.V.V.Pratap Kumar, Inspector of Police, ACB, Prakasam District, Ongole.

9. Sri A. Venkateswarlu, Inspector of Police, ACB, Prakasam District, Ongole.

10. Sri T.V.Srinivasa Rao, Inspector of Police, ACB, Prakasam District Ongole.

If any witness is necessary, he/she will be produced at the time of enquiry.

M.M.NAYAK
SECRETARY TO GOVERNMENT

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SECTION OFFICER

ANNEXURE – IV

DOCUMENTARY EVIDENCE:

1. Letter vide Lr.Rc.No.A1/1855/2017, dt.09.08.2017 of Director of Social Welfare T.G.Plaza, Tadepalli, AP, Guntur District.
2. Lr.Rc.No. A1/147/2017, Dt.29.07.2017 of the Dy. Director of Social Welfare, Prakasam District, Ongole.
3. Lr.Rc.No.A1/147/2017, dated: 05.10.2017 of the Dy. Director of Social Welfare, Prakasam District, Ongole.

    i. Procgs. Rc. No. C1/1006/2016, Dt.23.05.2016 of the Director, Social Welfare, AP, Hyderabad.(it contains the comprehensive budget distribution order for the year 2016 & 2017)
    ii. Procgs. Rc. No. C1/1006/2016, Dt. 21.07.2016 of the Director, Social Welfare, AP, Hyderabad and other enclosures. (it is the proceedings of revised distribution of diet charges under 2nd to 4th quarters among the District under SH(07) Government Hostels).
    iii. Report of budget distribution Dt. 20.06.2016.
    iv. Report of budget distribution Dt. 15.09.2016.
    v. Report of budget distribution Dt. 17.02.2017.
    vi. Report of budget distribution Dt. 29.06.2016
    vii. Report of budget distribution Dt. 24.08.2016
    viii. Report of budget distribution Dt. 19.11.2016

4. Audit report of Sri A.V.Sudhakara RSO, Senior Auditor, O/o the District Audit officer, State Audit, Prakasam District, Ongole.
5. Copy of G.O. Ms.No. 123 Fin.(Budget-1)Dept., Dt.29.09.2015.
6. Lr. Rc. No. A1/147/2017, Dt.01.06.2018 of the Dy. Director (SW), Prakasam District, Ongole.
7. Lr. Rc. No. A1/147/2017, Dt.30.10.2018 of the Dy. Director (SW), Prakasam District, Ongole.

    I. It contains Statement of A/c No. 10957239219 in SBI, Ongole pertaining to the DDO, O/o the DD, Social Welfare, Prakasam District for the period from 02.03.2017 to 31.03.2017
    II. Office Note: A4/150/2016 Dts.18.09.2016, 29.09.2016, 29.11.2016, 16.01.2017, 24.01.2017, 18.02.2017, 25.03.2017, 28.03.2017 of the Dy. Director (SW), Prakasam District pertaining to payment of electricity bills.
    III. Procgs. Rc. No. C1/1006/2016, Dt.23.05.2016 of the Director, Social Welfare, AP, Hyderabad.
    IV. Procgs. Rc.No. A4/150/2016, Dated: 19.09.2016 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills.
    V. Procgs. Rc. No. A4/150/2016 dated: 29.09.2016 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills.
    VI. Lr.Rc.No.C1/4622/2015 Dt.07.11.2016 of the Dy. Director, Hostel, AP, Amaravathi, Vijayawada pertaining to payment of electricity bills.
    VII. Lr.Rc.No.A4/150/2016 Dt.07.11.2016 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills
    VIII. Procgs Rc.No.A4/150/2016 dated: 29.11.2016 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills.
    IX. Lr.Rc.No.A4/150/2016 Dt.29.12.2016 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills.
    X. Procgs. Rc.No.A4/1 50/2016 dt.18.02.2017 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills.
    XI. Lr.Rc.No.A2/150/2016 Dt.08.03.2017 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills.

(P.T.O.)

XII. Procgs.Rc.No. A4/150/2016 Dt.28.03.2017 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills
XIII. Procgs. Rc.No. C1/2017-1, Dated: 27.03.2017 of the Director of Social Welfare, AP, Amaravathi
XIV. Lr.Rc.No.A4/150/2016, Dt. 20.03.2017 of the Dy. Director, SW, Prakasam District, Ongole pertaining to payment of electricity bills.

Any document to be filed at the time of enquiry.

M.M.NAYAK
SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER